

MAR 05 2007

Nixon Peabody LLP
Attorneys at Law
100 Summer Street
Boston, Massachusetts 02110-2131
(617) 345-1000
Fax: (617) 345-1300

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INTERNATIONAL PHONE NUMBERS MUST INCLUDE COUNTRY & CITY CODE. SEE LOCAL WHITE PAGES FOR CODES NEEDED.

From: Ronald I. Eisenstein Stephen R. Duly	Date: March 5, 2007	No. of Pages: 15 (including this page)	701586-053451-RCE-2
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Practitioner's Docket No. 701586-053451-RCE-2

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Bitensky, et al.
Application No.: 09/965,644 Group No.: 1637
Filed: September 27, 2001 Examiner: STRZELECKA, Teresa E.
For: CELLULAR DIAGNOSTIC ARRAYS, METHODS OF USING AND PROCESSES FOR PRODUCING SAME

MAIL STOP ISSUE FEE
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Alexandria, VA 22313-1450

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2. Transmittal Form (1 pg.);
3. Fee(s) Transmittal - Part B - PTOL-85 in duplicate (2 pp.);
4. Letter to Examiner Regarding Request for Corrected Filing Receipt - PTO Error (1 pg.); and
5. COPY - Request for Corrected Filing Receipt (9 pp.): Request (8 pp.); Confirmation (1 pg.).

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CONFIRMATION: DATE SENT March 5, 2007 TIME _____BY Lisa-Marie [Signature]

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March 5, 2007

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Tina-Michelle Pittslev

(type or print name of person certifying)

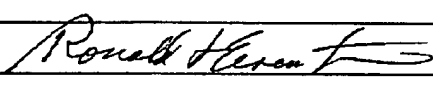
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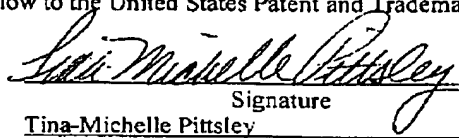
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/965,644
	Filing Date	September 27, 2001
	First Named Inventor	BITENSKY, Mark
	Group Art Unit	1637
	Examiner Name	STRZELECKA, Teresa E.
Total Number of Pages in This Submission	Attorney Docket Number	701586-053451-RCE-2

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Cover Sheet; Certificate of Transmission; Fee(s) Transmittal - Part B - PTOL-85; Letter to Examiner Regarding Request for Corrected Filing Receipt - PTO Error; COPY - Request for Corrected Filing Receipt
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50-0850 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Nixon Peabody LLP
Signature	
Name	Ronald I. Eisenstein (Reg. No. 30,628)/Stephen R. Duly (56,183)
Date	March 5, 2007

CERTIFICATE OF TRANSMISSION [37 CFR 1.8(b)]	
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Date	March 5, 2007
Signature	
Tina-Michelle Pittsley	
Typed or printed name	

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Practitioner's Docket No. 701586-053451-RCE-2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bitensky, et al.
Application No.: 09/965,644 Group No.: 1637
Filed: September 27, 2001 Examiner: STRZELECKA, Teresa E.
For: CELLULAR DIAGNOSTIC ARRAYS, METHODS OF USING AND PROCESSES
FOR PRODUCING SAME

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Date: <u>March 5, 2007</u>	 Tina-Michelle Pittsley

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LETTER TO EXAMINER

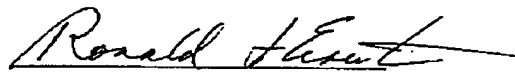
It is noted that the title of invention is incorrect on the Fee(s) Transmittal – Part B – PTOL-85. Accordingly, Applicants attach herewith a copy of the Request for Corrected Filing Receipt as filed on March 5, 2007.

Applicants request that you contact the undersigned with any questions and/or should any further information be required in this regard.

Date: March 5, 2007

Customer No.: 50607

Respectfully submitted,


Ronald I. Eisenstein (Reg. No. 30,628)
Stephen R. Duly (Reg. No. 56,183)
NIXON PEABODY LLP
100 Summer Street
Boston, MA 02110-2131
Tel. (617) 345-6054/1270

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Nixon Peabody LLP

Attorneys at Law

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Date

Tina-Michelle Pittsley

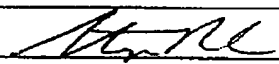

Signature

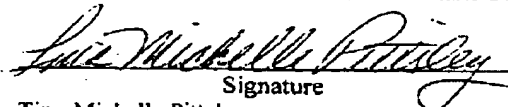
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	Filing Date	September 27, 2001
	First Named Inventor	BITENSKY, Mark
	Group Art Unit	1637
	Examiner Name	STRZELECKA, Teresa E.
	Attorney Docket Number	701586-053451-RCE-2
Total Number of Pages in This Submission		

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/ Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Cover Sheet; Certificate of Facsimile Transmission; COPY - Previously Submitted Utility Patent Application Transmittal; COPY - Previously Submitted Cover Sheet to Application; Request for Corrected Filing Receipt; COPY - Filing Receipt with Corrections Marked in Red Ink.
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Nixon Peabody LLP
Signature	
Name	Ronald I. Eisenstein (Reg. No. 30,628)/Stephen R. Duly (56,183)
Date	3/5/07

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March 5, 2007 Date	 Signature Tina-Michelle Pittsley Typed or printed name

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11/05/00

UTILITY PATENT APPLICATION TRANSMITTAL		Attorney Docket No.: S-092701	
		First Inventor or Applicant Identifier: Mark W. Bitensky et al.	
		Title: CELLULAR DIAGNOSTIC ARRAYS, METHODS OF USING AND PROCESSES FOR PRODUCING SAME	
		Express Mail Label No.: EI104966131US	

APPLICATION ELEMENTS	ADDRESS TO: Box Patent Application Assistant Commissioner for Patents Washington, DC 20231
1. <input type="checkbox"/> * Fee Transmittal Form (e.g. PTO/SB117) <small>(submit on original and a duplicate for fee processing)</small> 2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification [Total Pages 28] <input checked="" type="checkbox"/> Descriptive title of the invention <input checked="" type="checkbox"/> Cross References to Related Applications <input checked="" type="checkbox"/> Statement Regarding Fed sponsored R&D <input type="checkbox"/> Reference to sequence listing, a table or a computer program listing appendix <input checked="" type="checkbox"/> Background of the invention <input checked="" type="checkbox"/> Brief Description of the Drawings (if filed) <input checked="" type="checkbox"/> Detailed Description <input checked="" type="checkbox"/> Claim(s) <input checked="" type="checkbox"/> Abstract of the Disclosure 4. <input checked="" type="checkbox"/> Drawings(s) as U.S.C. 112 (Total Sheets 5) <input type="checkbox"/> Formal <input checked="" type="checkbox"/> Informal 5. <input type="checkbox"/> Declaration & Power of Attorney [Total Pages 1] a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (or C.F.R. 1.53(a)) <small>(for continuation-in-part with less than 10 amendments)</small> c. <input type="checkbox"/> DELETION OF INVENTOR(S) <small>Signed statement attached stating inventor(s) named in the prior application, see 37 C.F.R. §§ 1.53(a)(2) and 1.53 (b).</small>	6. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 7. Nucleotide and/or Amino Acid Sequence Submission <small>(if appropriate, at necessity)</small> a. <input type="checkbox"/> Computer Readable Copy b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statement verifying identity of above copies ACCOMPANYING APPLICATION PARTS 8. <input type="checkbox"/> Assignment Papers (cover sheet & documentation) 9. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement <input type="checkbox"/> Power of Attorney <small>(when there is an assignment)</small> 10. <input type="checkbox"/> Information Disclosure Statement (IDS/PTO-1449 <input type="checkbox"/> Copies of IDS Citations 11. <input type="checkbox"/> Preliminary Amendment 12. <input type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(should be specifically completed)</small> 13. <input type="checkbox"/> Certified Copy of Priority Document(s) <small>(if foreign priority is claimed)</small> 14. <input type="checkbox"/> Other:
16. IS A CONTINUING APPLICATION , check appropriate box, and supply the required information below and in a preliminary amendment: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application S.N. _____ Prior application information: <small>For CONTINUATION or CONTINUATION-IN-PART: The entire substance of the prior application, from which as such or derivative is claimed under this Act, is considered a part of the disclosure of the continuing application or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been previously omitted from the continued application parts.</small>	
16. CORRESPONDENCE ADDRESS	
Name: Samuel M. Freund Address: 1020 Coruna City: Los Alamos State: New Mexico Zip Code: 87641 Country: United States Telephone: (505) 637-8701 Fax: (505) 661-8793	
Name (Printed): Samuel M. Freund Signature: 	Registration No. (Assignee): 30,458 Date: September 27, 2001

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**CELLULAR DIAGNOSTIC ARRAYS, METHODS OF USING AND
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Inventors: Mark W. Bitensky
99 Plainfield
Waban, Massachusetts 02468

CITIZEN OF THE UNITED STATES

Tatsuro Yoshida
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Michael G. Frank
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CITIZENS OF THE UNITED STATES

and

Jure Derganc
9 Magazine Street
Cambridge, Massachusetts 02139

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REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.

2. There is an error with respect to the following data, which is:

☒ incorrectly entered

and/or

☐ omitted.

*Error in**Correct data*

1. ☐ Applicant's name
2. ☐ Applicant's address
3. ☐ Applicant's name
4. ☐ Applicant's address

5. ☐ Applicant's name
6. ☐ Applicant's address

7. ☐ Applicant's name
8. ☐ Applicant's address

9. ☒ Title

10. ☐ Filing Date

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9. CELLULAR DIAGNOSTIC ARRAYS, METHODS
OF USING AND PROCESSES FOR PRODUCING
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Page 1 of 2

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MAR 05 2007

- | | | |
|---------|-----------------------------|-----|
| 11. [] | Serial Number | 11. |
| 12. [] | Foreign/PCT Application Re: | 12. |
| 13. [] | Domestic Priority | 13. |

3. *(complete the following applicable item)*

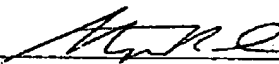
- ☒ [X] The correction(s) is not due to any error by applicant and no fee is due. Applicants respectfully request that the database be corrected promptly as the issue fee is due on March 5, 2007.

OR

- ☐ [] At least one of the above corrections is due to applicant's error and the fee therefore, under 37 C.F.R. Section 1.19(h), of \$25.00 is paid as follows:

Date: March 5, 2007

Respectfully submitted,


Ronald I. Eisenstein (Reg. No. 30,628)
Stephen R. Duly (Reg. No. 56,183)
NIXON PEABODY LLP
100 Summer Street
Boston, MA 02110-2131
Tel. (617) 345-6054
Fax (617) 345-1300

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(Request for Corrected Filing Receipt - Page 2 of 2)



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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/965,644	09/27/2001	1645	0.00	S-092701	6	46	5

CONFIRMATION NO. 3052

Samuel M. Freund
1820 Corona
Los Alamos, NM 87544

FILING RECEIPT



OC000000008997002

Date Mailed: 10/30/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Mark W. Bitensky, Waban, MA;
Tatsuro Yoshida, Newton, MA;
Michael G. Frank, East Lansing, MI;
Gabel Christopher, Brighton, MA;
Jure Derganc, Cambridge, MA;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/235,841 09/27/2000

Foreign Applications

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Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Cellular diagnostic arrays, methods of using and ^{processes} processing for producing same

Preliminary Class

435

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Application No: 09/965,549 Group No: 1037			
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For: CELLULAR DIAGNOSTIC ARRAYS, METHODS OF USING AND PROCESSES FOR PRODUCING SAME			
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